IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 27TH APRIL 2007 / 7TH VAISAKHA 1929

Crl.MC.No. 1409 of 2007()

(Crime No.7 of 2007 of Kuttanad Excise Range)

.....

PETITIONER:

FRANCINA CLARENCE REBELLO (A4),
AGED 43 YEARS, W/O.CLARENCE REBELLO,
H.NO.12/883, KELOTHU MUKKU, COCHIN-2.

BY ADV. SRI.A.MOHAMMED

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI.BENJAMIN PAUL.

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 27/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

Crl.M.C. NO.1409 OF 2007.

DATED THIS THE 27th DAY OF APRIL, 2007.

ORDER

Petitioner who is the 4th accused in Crime No.7 of 2007 of the Judicial First Class Magistrate Court, Ramankary with respect to the offences under Sections 55(a) and 67(B) of the Abkari Act has sought for a direction to the court below that there may not be an order of pre-trial detention at the time of his appearance. It was submitted that she could not appear before the court as she was laid up due to bronchitis.

2. In the circumstances, the petitioner is directed to surrender before the Court below within two weeks from today and file an application for bail. Non-bailable warrant is not to be executed in the meantime. Pre-trial detention is not required. The court below shall as far as possible dispose of the application for bail, to be filed on the date of appearance of the petitioner itself. The Crl.M.C. is disposed of accordingly.

K.R.UDAYABHANU.
JUDGE.

kvs/-